

TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A FILING UNDER 35 U.S.C. § 371

International Application. No. | International Filing Date

PCT/EP2003/009398

August 25, 2003

Attorney's Docket Number

062587-5006

U.S. Application No. **10/525384**

Unassigned

Priority Date Claimed

August 23, 2002

Title of Invention: **NON-VESICULAR CATIONIC LIPID FORMULATIONS**

Applicants For EO/EO/US: Heinrich HAAS, Toralf PEYMANN, and Ursula FATTLER

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a FIRST submission of items concerning a filing under 35 U.S.C. § 371.
2. ☐ This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. § 371.
3. ☐ This express request to begin national examination procedures (35 U.S.C. § 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. § 371(b) and PCT Articles 22 and 39(I).
4. ☐ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☐ A copy of the International Application as filed (35 U.S.C. § 371(c)(2))
  - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☒ **A copy of the International Application as filed has been transmitted by the International Bureau.**
7. ☐ A translation of the International Application into English (35 U.S.C. § 371(c)(2)).
8. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. § 371(c)(3)).
  - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☐ have been transmitted by the International Bureau.
  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☒ have not been made and will not be made.
9. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. § 371(c)(3)).
10. ☐ An oath or declaration of the inventors (35 U.S.C. § 371(c)(4)).
11. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. § 371(c)(5)).

**Items 12. to 15. below concern other document(s) or information included:**

12. ☐ An Information Disclosure Statement under 37 C.F.R. § 1.97 and § 1.98.
13. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 C.F.R. § 3.28 and § 3.31 is included.
14. ☒ A FIRST preliminary amendment.
15. ☐ A SECOND or SUBSEQUENT preliminary amendment.
15. ☒ Other items or information:  
Published WO 2004/017943 A3 (Cover Page Only), International Search Report, PCT/RO/101, International Preliminary Examination Report, and Request for the recordal of a change under PCT Rule 92 Bis

U.S. APPLICATION NO. | INTERNATIONAL APPLICATION NO. | ATTORNEY DOCKET NUMBER

10/525384

PCT/EP2003/009698

062587-5006

16. ☒ The following fees are submitted:  
Basic National Fee (37 C.F.R. § 1.492(a)(1)-(5)):

NATIONAL STAGE BASIC FEE AMOUNT = \$300.00

Surcharge of \$130.00 for furnishing the oath or declaration later than

☐ 20 ☐ 30 months from the earliest claimed priority date  
(37 C.F.R. § 1.492(e)).

Claims	Number Filed	Number Extra	Rate	
Total Claims	24 - 20 =	4	X \$50.00	\$ 200.00
Independent Claims	1 - 3 =	0	X \$200.00	\$ 0.00
Multiple dependent claim(s) (if applicable)			+ \$360.00	\$ 0.00
Application Size Fee - \$250.00 for each additional 50 sheets that exceeds 100				\$ 0.00
Search Fee			\$500.00	\$ 500.00
Examination Fee			\$200.00	\$ 200.00
TOTAL OF ABOVE CALCULATIONS				\$ 1,200.00
Reduction by ½ for filing by small entity, if applicable.				\$ 600.00
SUBTOTAL =				\$ 600.00
Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 C.F.R. § 1.492(f)).				+\$
TOTAL NATIONAL FEE =				\$ 600.00
Fee for recording the enclosed assignment (37 C.F.R. § 1.21(h)). The Assignment must be accompanied by an appropriate cover sheet (37 C.F.R. §§ 3.28, 3.31). \$40.00 per property				\$
TOTAL FEES ENCLOSED =				\$ 600.00
Amount to be refunded				\$
Amount to be charged				\$ 600.00

- a. ☐ A check in the amount of \$\_\_\_\_\_ to cover the above fees is enclosed.  
b. ☒ Please charge my Deposit Account No. 50-0310 in the amount of \$600.00 to cover the above fees. A duplicate copy of this sheet is enclosed.  
c. ☒ **Except** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. § 1.16 and § 1.17 which may be required, or credit any overpayment to Deposit Account No. 50-0310.

Customer No. 09629

SEND ALL CORRESPONDENCE TO:

Morgan, Lewis & Bockius LLP  
1111 Pennsylvania Avenue, N.W.  
Washington, D.C. 20004  
Telephone: (202) 739-3000  
Facsimile: (202) 739-3001

Sally P. Teng, Reg. #45,397  
Date: February 23, 2005